

COPY

March 30, 1954

Mr. Arnold J. H. Cheney
Chief of Law Enforcement
Fish and Game Department
Concord, New Hampshire

NEW HAMPSHIRE LAW LIBRARY

SEP 22 1998

CONCORD, N.H.

Dear Pop:

In reply to yours of March 23, it appears from an examination of the law that there is no opportunity for conservation officers to join the police retirement system, short of legislative action permitting the same. R. L., c. 221, s. 1, provides that the police retirement system is for all permanent policemen regularly employed on full-time duty by a police department or police force of the state. S. 2 contains a definition of permanent policemen. S. 8 provides for assessment on the state for employees of the state police department.

R. L., c. 240, ss. 23, 24, 25 indicates clearly that conservation officers are not full-time permanent policemen. They are restricted to enforcement of laws, rules and regulations relating to fish and game. The implication is sufficiently clear to me to warrant my writing you this negative answer that the Legislature never intended to include conservation officers within the police retirement system.

This conclusion is further supported by the fact that eighty-five per cent of the State's share of expenses for the system is derived from motor vehicle funds and fifteen per cent from funds not otherwise appropriated.

With every good wish.

Sincerely,

Louis C. Wyman
Attorney General

W/d

P.S. The answer lies in legislative amendment.

/s/ Louis